

**IN THE UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF VIRGINIA  
LYNCHBURG DIVISION**

**CRIMINAL MINUTES - GENERAL MINUTES**

**Case No.: 6:17CR00013-001**

**Date: 10/30/2018**

---

**Defendant: WAYNE THOMAS BURNLEY  
(custody)**

---

**Counsel: CORREY A. DIVINEY (CJA)**

---

|          |                 |                     |  |
|----------|-----------------|---------------------|--|
| PRESENT: | JUDGE:          | Norman K. Moon      | TIME IN COURT: 2:28pm-2:39pm (11 min.) |
|          | Deputy Clerk:   | Fay Coleman         |  |
|          | Court Reporter: | Sonia Ferris        |  |
|          | U. S. Attorney: | Andrew Bassford     |  |
|          | USPO:           | None                |  |
|          | Case Agent:     | Jason Thompson, DEA |  |
|          | Interpreter:    | N/A                 |  |

**PROCEEDINGS:**

Status Conference and Motion Hearing on #102 Motion in Limine by the government and #103 Motion for Lafler/Frye Inquiry by the government.

As to #103 Motion for Lafler/Frye Inquiry - Argument heard. Court grants the motion. Defendant sworn and advises he understands the plea offer and understands the consequences of going to trial.

As to #102 Motion in Limine. Argument heard. Court grants motion and advised the defendant and his counsel are precluded from mentioning any sentence he might receive if convicted to the jury.

Government asks for an inquiry as to the status of defense counsel. The defendant requests a new court-appointed attorney. Court denies the request and advises there are not sufficient grounds to appoint a new attorney as stated on the record.